



STATE OF HAWAII
BOARD OF EDUCATION
P.O. BOX 2380
HONOLULU, HAWAII 96804

March 17, 2015

TO: The Honorable Donald G. Horner
Chairperson, Board of Education

FROM: Stephen Schatz, Board of Education Designee
Sean Bacon, Board of Education Designee *JS*
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SUBJECT: **Approval of Ke Kula O Ehunuiokaimalino School's School Community Council (SCC) Exception Regarding 4.0 Credits of Hawaiian Language to Graduate**

1. RECOMMENDATION

That the Board of Education (BOE) approves Ke Kula O Ehunuiokaimalino School's SCC Exception Request allowing 4.0 credits of Hawaiian language be required for graduation.

2. RECOMMENDED EFFECTIVE DATE

Upon approval by the BOE.

3. RECOMMENDED COMPLIANCE DATE

Not applicable.

4. DISCUSSION

a. Conditions leading to the recommendation

Section 302A-1124 to 1127, Hawaii Revised Statutes (HRS), authorizes schools to request waivers from existing state agency rules, policies, regulations, and procedures as well as exceptions to collective bargaining agreements as negotiated in accordance with current collective bargaining agreements and the provisions of Chapter 89, HRS.

b. Previous action of the Board on the same or similar matter

None.

c. Other policies affected

Board Policy 2412, School Community Council Waivers and School Community Council Exceptions Policy.

Board Policy 4540, High School Graduation Requirements and Commencement Policy.

d. Arguments in support of the recommendation

Ke Kula O Ehunuikaimalino School has requested approval to require 4.0 credits of Hawaiian language to graduate.

The request is supported by the following arguments:

- This will support our vision and mission which are centered on the children perpetuating the Hawaiian language.
- Students will be supported in graduating proficient in Hawaiian after having attended a Hawaiian language immersion school.
- Students will have had 4.0 credits in Hawaiian language upon graduation.

e. Arguments against the recommendation

None.

f. Findings and conclusions of the Board committee

The BOE designees, Hawaii State Teachers Association BU 05 Committee on SCC Exception Review (February 24, 2015) and the Hawaii Government Employees Association BU 06 Committee on SCC Exception Review (March 5, 2015) have all agreed to this request.

g. Other agencies or departments of the State of Hawaii involved in the action

None.

h. Possible reaction of the public, professional organizations, unions, DOE staff and/or others to the recommendations

Positive.

i. Educational implications

As stated in the school's SCC exception request.

j. Personnel implications

None.

k. Facilities implications

None.

l. Financial implications

None.

5. OTHER SUPPLEMENTARY RECOMMENDATIONS

None.

SS/SB:DM:la

Attachments

c: Superintendent
Office of Curriculum, Instruction and Student Support

Instructions:

Principals: Fill out this form and send it to your CAS along with the SCC Waiver/Exception Signature Page, and a copy of the HSTA Process Check Email.

CASs: review these documents to ensure the request aligns with schools' Academic Plans and will serve to improve teaching and learning. Sign the Signature Page and upload this form, the Signature Form, and the HSTA Process Check Email copy to either the Department Intranet page for a) School Schedules page (for Schedule-related requests) or b) SCC page (for non-Schedule-related requests).

School	'Ehunuikaimalino	Complex	Konawaena	Complex Area	Hawai'i
Type	<input checked="" type="radio"/> New <input type="radio"/> Renewal	Strive HI Classification (SY14-15)		<div style="border: 1px solid black; padding: 2px;">Continuous Improvement</div>	

Subject of Request: Identify the specific policies, regulations, rules, procedures or articles within the collective bargaining agreement from which the school is seeking relief (choose from common subjects below or describe in the box labeled "Other.")

Select all that apply:

- ☐ School Schedule - HRS 302A-251: Minimum student learning time
- ☐ School Schedule - CBA Article VI, D, 1: Regular Work Day
- ☐ School Schedule - CBA Article VI, E: Consecutive Instructional Time
- ☐ School Schedule - CBA Article VI, X, 3: Length of Preparation Period
- ☐ School Schedule - CBA Article VI, Y: Duty Free Lunch Period
- ☐ School Schedule - CBA Article VI, C: Work Time Distribution, Weekly Totals within the 7-Hour Day, 5-Day Week
- ☐ Parent-Teacher Conferences - DOE Regulation 4510.3 Released Time for Conferences
- ☐ Attendance Procedures - DOE School Attendance Procedures, Revised August 2001
- ☐ Quarterly Grades - CBA Article VI, R: Evaluation of Students / Grading Preparation
- ☒ Other 4540 High School Graduation Requirement and Commencement Policy Course Requirements for Hawai'i High School Diploma

Applicable time: Describe the time period for which the school seeks to apply this relief (e.g. SY15-16). Time period may be no longer than five year. The Superintendent, BOE, or Review Committee may limit their approval to a time period shorter than requested. Keep in mind waiver exceptions can only be approved through the end of the contract and Act 52 / Act 167 waivers can only be approved for one year.

Permanent graduation requirement

Decisionmaking Process: Provide a summary of activities that demonstrate an inclusive, collaborative and consensus-building decision-making process. Please include information about the final outcome, including achievement of consensus or specific outcome of vote (e.g. 92 out of 100 teachers voted in favor of the change).

[illegible]

SCHOOL SCHEDULES: HRS 302A-251 - Minimum Student Learning Time

SUMMARIZE YOUR REQUEST

(What is the proposed amount of student learning time and by how much does this differ from statutory requirements?)

Why is the school not able to, or requesting not to, meet the statutory requirements?

How will time be better used to support student success?

What evidence is there that the school is supporting successful student outcomes despite not meeting the minimum learning time requirements?

(If renewal): What evidence exists to demonstrate the positive impact of the previously approved request?

SCHOOL SCHEDULES: CBA - Teacher Time (e.g. work day, instructional time, preparation or lunch periods, work time distribution, etc.)

**SUMMARIZE
YOUR REQUEST:**

How does the
proposed
schedule differ
from contractual
obligations?

Why is the school
not able to, or
requesting not to,
meet the
contractual
obligations?

How will time be
better used to
support student
and educator
success?

(If renewal): What
evidence exists to
demonstrate the
positive impact of
the previously
approved
request?

PARENT-TEACHER CONFERENCES - DOE Regulation 4510.3 Released Time for Conferences

SUMMARIZE YOUR REQUEST:

How does the
school propose
scheduling
parent-teacher
conferences?

Required data: The Superintendent requires that the school conduct a parent survey to demonstrate parent support for this request.

of Surveys
Distributed

Surveys returned

in favor

not in favor

undecided

How will this
serve to support
student learning
and outcomes?

(If renewal): What
evidence exists to
demonstrate the
positive impact of
the previously
approved
request?

SCHOOL ATTENDANCE PROCEDURES - DOE School Attendance Procedures, Revised August 2001

**SUMMARIZE
YOUR REQUEST:**
What changes will
the school
implement if the
request is
approved?

Provide a comparison of chronic absenteeism data over a 3-year period.

SY12-13

SY12-13

SY14-15

Explain data trend
over these years.

How will this
serve to improve
student learning
and outcome?

(If renewal): What
evidence exists to
demonstrate the
positive impact of
the previously
approved
request?

QUARTERLY GRADES - CBA Article VI, R: Evaluation of Students / Grading Preparation

**SUMMARIZE
YOUR REQUEST:**
When does the
school proposed
reporting quarterly
grades?

How will this
serve to improve
student learning
and outcomes?

(If renewal): What
evidence exists to
demonstrate the
positive impact of
the previously
approved
request?

OTHER

SUMMARIZE YOUR REQUEST:

What is the
subject of the
waiver or
exception?

The current course requirements for a Hawai'i diploma include completion of 2.0 credits in World Languages, Fine Arts, or Career & Tech. We would like to make an official change that all 'Ehunii students successfully pass 4.0 credits of DOE certified Hawaiian language courses in order to graduate with a diploma from 'Ehunuikaimalino.

What will the
school implement
if the request is
approved?

Students will have had 4.0 credits in Hawaiian language upon graduation.

How will this
serve to improve
student learning
and outcomes?

This will support our vision and mission, which are centered on the children perpetuating the Hawaiian language.

If renewal): What
evidence exists to
demonstrate the
positive impact of
the previously
approved
request?

Students will be supported in graduating proficient in Hawaiian after having attended a Hawaiian language immersion school.

F. SCC Waiver/Exception Signature Page

WAIVER/EXCEPTION SIGNATURE PAGE

The signatures on this page acknowledge that the decision to request the attached waiver/exception was reached through a collaborative process. If this request is an exception to a collective bargaining agreement, the decision by members of the bargaining unit was achieved through consensus. (Because exceptions to collective bargaining agreements involve the rights of other employees, consensus, specifically by affected unit members, is necessary to waive those rights. It is possible for these unit members to agree on a fallback decision-making option provided that the agreement on the fallback option was reached through consensus.)

Administration *Spaulino* Date 2/3/15

Community Representative(s) *Carl [Signature]* Date 1/27/15

Parent Representative(s) *Andrew [Signature]* Date 2/3/15

Student Representative(s) *Nikela [Signature]* Date 2/3/15

Noncertificated Staff Representative(s) *[Signature]* Date 2.3.15

Teacher Representative(s) *[Signature]* Date 2.3.15

L. [Signature] Date 2.13.15

Complex Area Superintendent (CAS): ARTHUR F. SOUZA (print name)

This waiver/exception request aligns with the goals and objectives of the school's strategic plan/academic and financial plan.

CAS Signature: *[Signature]* Date 2/6/15

HSTA PROCESS CHECK REQUIREMENT:

To ensure that the process to reach the decision for a contract exception request was followed, (the faculty either reached consensus or failing to reach consensus, the faculty held a secret ballot vote that resulted in active faculty members casting a ballot with 75% or higher affirmative vote), the Teacher Representative should email the UniServ Director with a cc to Kate MacPherson (kmacpherson@hsta.org). Please attach a copy of the email sent to the UniServ Director.

RETURN FORM TO:

School and Community Leadership Branch
475 22nd Avenue, Building 302, Room 109
Honolulu, Hawaii 96816

Or FAX: 735-8379

FAILURE TO SUBMIT A COMPLETE AND TIMELY WAIVER/EXCEPTION REQUEST MAY RESULT IN THE REQUEST NOT BEING PROCESSED.